

COPY OF TRANSCRIPT

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50-H HEARING

INNOCENT, JIMMY

BLA#: 2007PI000435

015-220

----- x
In the Matter of the Claim of
JIMMY INNOCENT,

-against-

THE CITY OF NEW YORK.
----- x

44 Wall Street
New York, New York

February 2, 2007
3:07 p.m.

EXAMINATION of **JIMMY INNOCENT**, held at
the above time and place, pursuant to Notice,
taken before Stephanie Gonzalez, a reporter and
Notary Public within and for the State of New
York.

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Innocent

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2 Q While you were at the National
3 Black Theater did you have any drinks?

4 A No.

5 Q While you were at the National
6 Black Theater did you consume any drugs?

7 A No.

8 Q When you left the National Black
9 Theater did you leave alone or with your
10 friends?

11 A With my friend.

12 Q How did you get to the National
13 Black Theater?

14 A Drove there.

15 Q Who drove?

16 A George Kato.

17 Q When you left where did you go?

18 A Left from where?

19 Q The National Black Theater?

20 A Back to 138th.

21 Q And you said it's 137th and 5th?

22 A Between 5th Avenue and Malcolm X.

23 Q What was at 138th between 5th and
24 Malcolm X?

25 A His place.

Innocent

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Q Whose place?

A George Kato.

MS. JEAN: Off the record.

(Whereupon, a discussion was
held off the record.)

Q Was George Kato's house an
apartment or private house?

A It's a loft.

Q Is that his residence or used as a
business?

A It's a kitchen downstairs, you
know.

Q Is there a bedroom?

A No, just like a big loft, it has
an upstairs.

Q How do you know George Kato?

A I know him for quite some time.

Q How did you come to know him?

A It's been years.

Q What floor does George Kato reside
on?

A I don't know.

Q When you got to 138th between 5th
and Malcolm X, how did you get to his house?

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A It's a loft, you go inside.

Q You walk from the street?

A Yes.

Q Did you have to go up an elevator
or stairs?

A Stairs to go upstairs.

Q What happened when you got there?

A Came from the party, went to
sleep. Before I went to sleep I wanted to
leave from there at that time and I just said
I'll wait until tomorrow to leave. Went to
sleep and I woke up, flashlight and handcuffs
is on my wrists and a gun in my face, sleeping
on some beanbag.

Q You were sleeping on a beanbag?

A Yes.

Q Who else was in the loft with you?

A Another man, an elderly person,
he's about 50 something years of age.

Q Was he there before you got there?

A He was there before I got there.

Q Did you ever see this man before?

A Yes.

Q What's his name?

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2 Q The building where this loft is,
3 is it an occupied building or an abandoned
4 building?

5 A It's an occupied building.

6 Q What happened to your friend
7 Backhand, was he in the loft as well?

8 A Who?

9 Q Backhand.

10 A Yeah, he was outside of the
11 building when everything happened.

12 Q But when you first went to the
13 loft was Backhand with you?

14 A Excuse me?

15 Q When you first went to the loft
16 was Backhand with you as well?

17 A Yes, we all went to the apartment.

18 Q When you went to George Kato's
19 loft was he with you then?

20 A He was outside the building. He
21 was standing outside the building.

22 Q When you first went to George
23 Kato's loft he remained outside, he never came
24 inside?

25 A No, he was inside, but he came

Innocent

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2 Q Then you said there were two other
3 men on the lower level?

4 A Yes.

5 Q Who were they?

6 A Other friends of their friends who
7 I met before.

8 Q Friends of whom?

9 A Of George Kato's.

10 Q And those two people were there
11 before you got there?

12 A Yes.

13 Q They were there before you got
14 there or came after?

15 A They were there before I got
16 there.

17 Q When you woke up and had handcuffs
18 on, did the police tell you why they put
19 handcuffs on you?

20 A No.

21 Q What happened after you woke up?

22 A They search my pockets, took my
23 money and I was telling him give me back my
24 money, why you going in my pockets. Other
25 police officers came around and talking to

Innocent

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2 them about it, he came back and put back my
3 money.

4 Q How much money was it?

5 A \$601.

6 Q Where did you get this \$601 from?

7 A From my girlfriend.

8 Q When did you get that \$601?

9 A I got \$300 from my girlfriend.

10 Q When did you get that \$300?

11 A The night.

12 Q What about the other \$300, where
13 did you get that from?

14 A Found the money.

15 Q The police officers that you saw
16 in the loft were they uniformed or not?

17 A Uniform.

18 Q While they had you handcuffed were
19 they looking around the loft?

20 A Yes, they were looking around the
21 loft and he came to me while I was, other
22 officers came to me was like I was telling
23 them about this man, went in my pocket and
24 took the money and he was telling me I didn't
25 go in your pocket, I didn't go in your pocket.